

GLENDALE CITY COUNCIL MEETING

**Council Chambers
5850 West Glendale Avenue
December 27, 2005
7:00 p.m.**

CALL TO ORDER – PLEDGE OF ALLEGIANCE

APPROVAL OF THE [MINUTES OF DECEMBER 13, 2005](#)

CONSENT AGENDA

Items on the consent agenda are of a routine nature or have been previously studied by the City Council at a work session. They are intended to be acted upon in one motion. If you would like to comment on an item on the consent agenda, please come to the podium and state your name, address and item you wish to discuss.

1. [AWARD OF BID 05-48, TEMPORARY WORKERS AT THE MATERIAL RECOVERY FACILITY](#)
2. [PROFESSIONAL SERVICES AGREEMENT – HUSK PARTNERS, INC.](#)
3. [PUBLIC ART FOR FOOTHILLS RECREATION AND AQUATICS CENTER](#)
4. [FIRE STATION #159 PUBLIC ART](#)

CONSENT RESOLUTIONS

5. [INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR REGIONAL SERVICE SYSTEMS](#)
6. [AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF AVONDALE FOR SOLID WASTE SERVICES](#)

ORDINANCES

7. [SALT RIVER PROJECT IRRIGATION EASEMENTS: 1\) 59TH AND OLIVE AVENUES AND; 2\) 91ST AND SAN JUAN AVENUES](#)
8. [PUBLIC UTILITY EASEMENT: 58TH DRIVE AND GLENDALE AVENUE](#)
9. [ARIZONA PUBLIC SERVICE COMPANY ELECTRICAL EASEMENTS: 1\) 63RD AND NORTHERN AVENUES AND; 2\) MYRTLE AND 59TH AVENUES](#)

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

CITIZEN COMMENTS

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COUNCIL COMMENTS AND SUGGESTIONS

ADJOURNMENT

Upon a public majority vote of a quorum of the City Council, the Council may hold an executive session, which will not be open to the public, regarding any item listed on the agenda but only for the following purposes:

- (i) discussion or consideration of personnel matters (A.R.S. §38-431.03 (A)(1));**
- (ii) discussion or consideration of records exempt by law from public inspection (A.R.S. §38-431.03 (A)(2));**
- (iii) discussion or consultation for legal advice with the city's attorneys (A.R.S. §38-431.03 (A)(3));**
- (iv) discussion or consultation with the city's attorneys regarding the city's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. §38-431.03 (A)(4));**
- (v) discussion or consultation with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. §38-431.03 (A)(5)); or**
- (vi) discussing or consulting with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03 (A)(7)).**

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1. [AWARD OF BID 05-48, TEMPORARY WORKERS AT THE MATERIAL RECOVERY FACILITY](#)

Purpose: This is a request for City Council to approve the bid award to two staffing agencies, Excel Staffing Services Inc. and B & B Employment in the amount not to exceed \$873,361.50. Both these agencies will be used to continue the current practice of procuring temporary workers at the Materials Recovery Facility (MRF).

Council Policies Or Goals Addressed: The bid award meets the goals of providing financial stability and coordinating exceptional service delivery.

Background: The MRF has operated with contracted temporary workers since opening in July 2000. A contract with a single vendor has been in place since 2003 to provide temporary staff. Staff determined, after a review of current business practices, that it is in the city's best interest to revise contract specifications and issue a new solicitation.

It is difficult for one agency to meet staffing needs based on the transitory nature of the temporary position and availability of qualified staff. As a result the bid consists of a primary and secondary award. The primary company will be contacted to provide all required staff. The secondary company will only be contacted to provide staff that the primary company is unable to provide.

Six firms attended the mandatory pre-bid conference and two firms submitted formal bids. The lowest responsive bid submitted for the primary company was Excel Staffing Services Inc. The lowest responsive bid submitted for the secondary company was B & B Employment. The bid award shall begin on January 1, 2006, and will continue for one year. The bid specifications contain an option that will permit the city, at the discretion of the City Manager, to extend this agreement for four additional years, in one year increments.

Previous Council/Staff Actions: In 2003, the MRF issued a solicitation and had made an award to a temporary employment agency. This agreement has been in place for two years and is up for renewal.

Budget Impacts & Costs: The hourly rate the primary and secondary vendors charge for a new temporary employee to sort recyclables is \$8.78 and \$9.59, respectively. The total cost of the contract is not to exceed \$873,361.50, and will be paid from MRF account 55-6275-7302.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$873,361.50

Account Name, Fund, Account and Line Item Number:

MRF Account, 55-6275-7302

Recommendation: Award the bid for temporary staffing services at the Materials Recovery Facility to Excel Staffing Services Inc. as the primary company, and B & B Employment as the secondary company in the amount not to exceed \$873,361.50.

2. [PROFESSIONAL SERVICES AGREEMENT – HUSK PARTNERS, INC.](#)

Purpose: This is a request for City Council to approve a professional services agreement (agreement) with the firm of Husk Partners, Inc. for consulting services and to approve a transfer of funds. The services to be provided under this contract include economic development, government relations and community relations services. The transfer of funds will facilitate Intergovernmental Programs' management of the agreement.

Council Policies Or Goals Addressed: The services provided by the consultant will assist in fulfilling the Council goals relating to promoting economic development, projecting a positive image of Glendale and strengthening community relationships and creating new partnerships.

Background: Husk Partners, Inc. is a full service consulting and public affairs firm unique in its ability to provide a wide array of expert services that will compliment staff's ongoing efforts in the areas of: enhancing involvement at the state and federal levels by actively engaging in additional legislative issues; rapidly expanding economic development opportunities by seeking to attract quality businesses; growing community relations by strengthening relationships, creating new partnerships and ensuring the Glendale community is engaged and informed regarding city initiatives.

This contract mirrors other Department's uses of professional consulting services such as; legal services provided by outside legal experts, construction administration services provided by construction and design professionals and development impact fee studies, etc. The specifications contain an option that will allow the city, at the discretion of the City Manager, to extend this agreement for three additional years, in one-year increments.

Budget Impacts & Costs: Funds are available in the FY 2005-06 Account No. 01-2440-7000. To facilitate the payment process for the agreement, a transfer is required from Account No. 01-2440-7000 to Account No. 01-1810-7330.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
				X	\$120,000

Account Name, Fund, Account and Line Item Number:

Account No. 01-2440-7000

Account No. 01-1810-7330

Recommendation: Approve the transfer and the professional services agreement with Husk Partners, Inc. in the amount of \$120,000.

3. [PUBLIC ART FOR FOOTHILLS RECREATION AND AQUATICS CENTER](#)

Purpose: This is a request for the City Council from the Glendale Arts Commission to enter into a public art contract with artist Gordon Huether for the Foothills Recreation and Aquatics Center located on the northeast corner of Union Hills Drive and 57th Avenue in an amount not to exceed \$115,000.

Council Policies Or Goals Addressed: This public art project addresses the City Council's goal of enhancing the quality of life for citizens of Glendale.

Background: This project was initiated through a request from the Parks and Recreation Department to partner with the Glendale Arts Commission to enhance the Foothills Recreation and Aquatics Center with art.

The Glendale Arts Commission unanimously approved Gordon Huether for this project on August 17, 2005. The artist is from Napa, California. His experience with other similar projects includes the Hiroshige Museum of Art, Tendo, Japan; Charles Schwab Building, San Francisco; and Ontario International Airport, Ontario, California.

The artwork will adorn the main entrance of the building, which faces the parking lot along Union Hills Drive. The artwork will be integrated into the 900-square foot south-facing glass curtain wall of the building's lobby. The 14-foot high by 16-foot wide artwork will consist of 21 6-foot high by 2-foot long panels made of mouth-blown glass. The glass panels will be thermally insulated for energy conservation. The artwork will require no special lighting or maintenance other than periodic cleaning. Imagery on the artwork will feature hand-drawn international sports symbols that represent the Center's varied activities. The artist selected the bold colors of oranges and purples to complement the lobby's color scheme and to make the artwork visible from both inside and outside the building. The city will own the copyright for the artwork.

The project will be completed prior to the building's opening in summer 2006.

Community Benefit: The project will enhance and beautify the Foothills Recreation and Aquatics Center and bring new public art to the community. Since 1983, it has been the city's policy to enhance municipal buildings and other public facilities with works of art, with funding

provided by one percent of capital construction contracts. The placement of this work of art will contribute to the Arts Commission's goal to ensure public art is distributed throughout the city.

Public Input: The process began with a national call to artists. A selection was assembled to review applications from artists nationwide and plan and implement the project. The selected artist was recommended by the selection panel on the basis of experience with past similar projects and vision for Glendale's project.

Budget Impacts & Costs: The Arts Commission unanimously approved the artist's design concept on October 19, 2005. The project budget of \$100,000 plus 15% contingency of \$15,000 comes from the Arts Commission Fund.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X	X	X		\$115,000

Account Name, Fund, Account and Line Item Number:

Arts Commission Fund, 70-9700-8320

Recommendation: Authorize entering into a public art contract with Gordon Huether for the Foothills Recreation and Aquatics Center in an amount not to exceed \$115,000.

4. [FIRE STATION #159 PUBLIC ART](#)

Purpose: This is a request for the City Council from the Glendale Arts Commission to enter into a public art contract with LeFevre Studios for Fire Station #159 located near the northeast corner of Bell Road and 63rd Avenue in an amount not to exceed \$80,500.

Council Policies Or Goals Addressed: This public art project addresses the City Council's goal of quality of life for citizens of Glendale.

Background: This request was initiated through a request from the Fire Department to partner with the Glendale Arts Commission to enhance Fire Station #159 with art.

The Glendale Arts Commission unanimously approved LeFevre Studios for this project on July 20, 2005. Gregg LeFevre and his partner Jennifer Andrews are from New York City. Their experience with other similar projects includes McCarran International Airport, Las Vegas; King County Courthouse, Seattle; and Foley Square, New York City.

Located on the front of the building and in the lobby area, the artwork consists of 4 large bronze medallions. The artwork imagery features stylized firefighting equipment such as fire axes, picks, ladders, hoses and alarm bells. The Fire Department's mission and station number are also featured in the artwork.

Passersby in automobiles on 63rd Avenue can view two of the medallions located near the building's front entrance. At a distance, the artwork appears abstract. As visitors approach the

outdoor artworks, the imagery becomes more realistic. Visitors to the building's lobby can view the other two medallions. The outdoor artworks are 4 feet in diameter, while the indoor artworks are 3 feet in diameter. The city will own the copyright for the artwork.

The project is scheduled for completion in summer 2006.

Community Benefit: The project will enhance and beautify the Fire Station #159 and bring new public art to the community. Since 1983, it has been the city's policy to enhance municipal buildings and other public facilities with works of art, with funding provided by one percent of capital construction contracts. The placement of this work of art will contribute to the Arts Commission's goal to ensure public art is distributed throughout the city.

Public Input: The process began with a national call to artists. A selection panel was assembled to review applications from public artists and plan and implement this project. The selected artists were recommended by the selection panel on the basis of experience with past similar projects and vision for Glendale's project.

Budget Impacts & Costs: The Arts Commission unanimously approved the artists design concept on October 19, 2005. Funding for the \$70,000 project and 15% contingency of \$10,500 comes from the Arts Commission's Fund.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X	X	X		\$80,500

Account Name, Fund, Account and Line Item Number:

Arts Commission Fund, 70-9700-8320

Recommendation: Authorize entering into a public art contract with LeFevre Studios for Fire Station #159 in an amount not to exceed \$80,500.

CONSENT RESOLUTIONS

5. [INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR REGIONAL SERVICE SYSTEMS](#)

Purpose: This is a request for City Council to approve an Intergovernmental Agreement (IGA) with the City of Phoenix for dispatching and communication services in an amount not to exceed \$439,872.

Council Policies Or Goals Addressed: This request supports the council goal of ensuring public safety and awareness.

Background: Through this agreement Glendale is assessed for dispatch services based on the previous calendar year dispatch call volume. In 2004, the Glendale Fire Department was billed for 21,740 dispatch calls.

The technical services and maintenance fees are based on the dispatch equipment deployed in Glendale Fire Department vehicles. The equipment inventory is itemized in "Exhibit A" of the attached agreement.

Community Benefit: The community benefits by Glendale's continued participation in Phoenix's valley-wide dispatch system. The city receives state-of-the-art dispatch and communication services without bearing the cost of maintaining and staffing a separate dispatch facility.

Budget Impacts & Costs: The FY 2005-06 total dispatch, technical and maintenance fees are \$439,872. The City of Phoenix will invoice Glendale on a quarterly basis in the amount of \$109,968. Items included in the annual cost are defined in "Exhibit A" of the agreement. This exhibit will be amended annually.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$439,872

Account Name, Fund, Account and Line Item Number:

CAD Contract Account No: 01-3330-7330

Recommendation: Waive reading beyond the title and adopt the resolution authorizing the City Manager to enter into an intergovernmental agreement with the City of Phoenix for dispatching and communication services in an amount not to exceed \$439,872.

6. [AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF AVONDALE FOR SOLID WASTE SERVICES](#)

Purpose: This is a request for City Council to approve an amendment to the intergovernmental agreement (IGA) to provide Materials Recovery Facility (MRF) processing services to the City of Avondale. The proposed amendment establishes a revenue share of \$7.50 per ton when commodities exceed \$120 per ton during the month. In addition, the current IGA specifications for six material audits per year will be reduced to four material audits per year.

Council Policies Or Goals Addressed: The agreement promotes the strategic priority of strengthening community relationships and maintaining partnerships.

Background: The city's current IGA to provide landfill and recycling services to the City of Avondale became effective July 1, 2005, and will continue through June 30, 2007. This agreement allows the two cities to share the increased revenues. The agreement may be extended on terms and conditions acceptable to both Glendale and Avondale, and continue thereafter for two additional periods, of two years each.

A revenue share payment was established to provide Avondale with a financial incentive to deliver clean recyclable materials to the MRF. The existing IGA provides Avondale with a

revenue share of \$5.00 per ton for clean recyclable materials delivered to the MRF when the aggregate value of sold commodities is between \$75 and \$120 per ton. The existing agreement does not specify the revenue share to be paid to Avondale when the aggregate value of sold commodities exceeds \$120 per ton. The current aggregate value has since stabilized at a higher value than it was during the development of the agreement. The proposed amendment increases the amount of revenue share to be paid to Avondale based on the increased revenues received by Glendale.

Material audits are conducted on incoming loads delivered by Avondale to the MRF to determine the percent of residual waste or material not acceptable for recycling. The audit results serve as the basis for revenue share calculations because payments are made only for recyclable materials. The existing agreement specifies the audits will be conducted six times per year. This frequency has been determined by staff to be an unnecessary use of resources. The proposed amendment reduces the number of audits to four times per year. The Avondale City Council approved the proposed amendment on October 24, 2005.

Previous Council/Staff Actions: On June 14, 2005, City Council approved the IGA for Glendale to provide landfill and MRF processing services.

On May 16, 2005, the Avondale City Council approved the IGA for Glendale to provide landfill and MRF processing services.

On March 11, 2003, City Council approved an amendment to the IGA with the City of Avondale to accept waste tires from Avondale residents for an additional handling fee of \$3 per tire.

On April 8, 2002, City Council approved an IGA with the City of Avondale to provide landfill and MRF processing services.

Budget Impacts & Costs: Annual gross revenue from recyclable materials delivered from Avondale to the MRF based on current market value is projected to be \$427,400 for FY 2005-06, and is deposited into Recycling Sales Revenue account 55-0055-4512. The projected maximum total annual revenue share to be paid to Avondale will increase by \$8,460 to a total of \$29,780. The revenue share is paid from Revenue Share Payment account 55-6275-7318.

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the execution of the amended intergovernmental agreement with the City of Avondale to provide landfill and Materials Recovery Facility processing services.

ORDINANCES

7. [SALT RIVER PROJECT IRRIGATION EASEMENTS: 1\) 59TH AND OLIVE AVENUES AND; 2\) 91ST AND SAN JUAN AVENUES](#)

Purpose: This is a request for the City Council to adopt an ordinance granting the following irrigation easements in favor of Salt River Project (SRP): (1) along the west side of 59th Avenue, north of Olive Avenue; and (2) along the west side of 91st Avenue, north of San Juan Avenue.

Background: Glendale Onboard (GO) will be improving the traffic flow along 59th Avenue north of Olive Avenue, beginning in June 2006. SRP will be relocating their existing underground irrigation pipe in January 2006 at the city's request.

Glendale's 91st Avenue, Camelback to Glendale avenues project will be improving the traffic flow along 91st Avenue. The city requested SRP to relocate an existing turnout facility on the west side of 91st Avenue, north of San Juan Avenue.

These easements are necessary to protect SRP's facilities and existing land rights.

Recommendation: Waive reading beyond the title and adopt an ordinance authorizing the City Manager to execute the following irrigation easements in favor of Salt River Project: (1) along the west side of 59th Avenue, north of Olive Avenue; and (2) along the west side of 91st Avenue, north of San Juan Avenue.

8. [PUBLIC UTILITY EASEMENT: 58TH DRIVE AND GLENDALE AVENUE](#)

Purpose: This is a request for the City Council to adopt an ordinance granting a public utility easement along the south side of Glendale Avenue and the west side of 58th Drive on city-owned property. This easement will allow the installation and relocation of public utilities for the 59th and Glendale avenues overpass on Grand Avenue.

Background: As part of the Grand Avenue improvement project, it is necessary to install additional electrical transformers and relocate electrical lighting lines on city-owned property located near the intersection of 59th and Glendale avenues. This easement will provide an optimal location for the utilities and will provide protection to the utilities.

Recommendation: Waive reading beyond the title and adopt an ordinance authorizing the City Manager to execute a public utility easement along the south side of Glendale Avenue and the west side of 58th Drive on city-owned property.

9. [ARIZONA PUBLIC SERVICE COMPANY ELECTRICAL EASEMENTS: 1\) 63RD AND NORTHERN AVENUES AND; 2\) MYRTLE AND 59TH AVENUES](#)

Purpose: This is a request for the City Council to adopt an ordinance granting the following electrical easements in favor of Arizona Public Service Company (APS): (1) at the southwest corner of 63rd and Northern avenues; and (2) along the north side of Myrtle Avenue, 114.33 feet east of 59th Avenue.

Background: As part of the construction of the park facilities on the southwest corner of 63rd and Northern avenues the city has requested APS to provide new electrical service. In order to provide this service, APS has requested an electrical easement for the installation of its transformer. The total size of the easement is 72 square feet.

As part of the Catlin Court Alleyways project the city has requested additional electrical service to city property on the northeast corner of 59th and Myrtle avenues. In order to provide this service, APS has requested an electrical utility easement on the north side of Myrtle Avenue, 114.33 feet east of 59th Avenue. The total size of the easement is 1,427.5 square feet.

These easements are necessary to protect APS' facilities.

Community Benefit: Granting these easements will allow the city to provide additional lighting and electrical service to the nearby public parking facility and park making them safer and more comfortable for parking and pedestrian use, and will allow the overhead power lines to be placed underground.

Recommendation: Waive reading beyond the title and adopt an ordinance authorizing the City Manager to execute the following electrical easements in favor of Arizona Public Service Company: (1) at the southwest corner of 63rd and Northern avenues; and (2) along the north side of Myrtle Avenue, 114.33 feet east of 59th Avenue.

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- (vi) discussing or consulting with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03 (A)(7)).